

**COMMISSION MEETING MINUTES**

**MAY 15, 2014**

A MEETING OF THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, TENNESSEE was held in the Commission Chambers of the Municipal and Safety Building, 601 East Main Street, Johnson City, Tennessee on Thursday, May 15, 2014.

PRESENT: Vice-Mayor Clayton Stout, Commissioners Jenny Brock and David Tomita, Pete Peterson, City Manager, and Leia Valley for Janet Jennings, City Recorder.

ABSENT: Mayor Ralph Van Brocklin and Commissioner Jeff Banyas.

Vice-Mayor Clayton Stout called the meeting to order at 6:00 p.m.

At this time, Brian Nulf, Police Department Chaplain & Pastor, Mt. Zion Baptist Church, gave the invocation, which was followed by the pledge of allegiance.

Upon motion by Commissioner Jenny Brock, seconded by Commissioner David Tomita, the following resolution was offered for adoption. The motion **carried** by three ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That the minutes of the regularly scheduled City Commission Meeting held on Thursday, May 1, 2014, be and the same are hereby approved.

At this time, Vice-Mayor Clayton Stout presented a proclamation recognizing Peace Officers Memorial Day. Police Chief Mark Sirois addressed the City Commission. Also present to accept: Major Gary Younger, Retired Sergeant Lou Nelson, Sergeants Jim Tallmadge and Andy Hodges and Officer Corey Shoun were present to accept.

**Whereas** in 1962, President John F. Kennedy signed a proclamation that designated May 15 as *Peace Officers Memorial Day* and the week in which that date falls as *Police Week*; and

**Whereas** more than 900,000 sworn law enforcement officers bravely serve in the United States and approximately 150 of those guard the security of the citizens of Johnson City; and

**Whereas** since 1791, more than 20,000 officers nationwide have become fallen heroes while protecting the innocent from deception and the weak from oppression, with 1,501 of those deaths occurring in the past decade; and

**Whereas** it is important that citizens understand the duties and responsibilities that law enforcement officers assume, the hazards they endure, and the sacrifices they make each day so that we may all live safer, more peaceful lives.

**Now, Therefore, I,** Ralph J. Van Brocklin, Mayor of the City of Johnson City, Tennessee, do hereby proclaim May 15, 2014

### ***Peace Officers Memorial Day***

in Johnson City, Tennessee, and call upon our citizens to honor our officers, who so bravely ensure that this community is safe, and to also pay tribute to those who have lost their lives in the line of duty.

***In Witness Whereof,*** I have hereunto set my hand and caused the Official Seal of the City of Johnson City, Tennessee, to be affixed this 15th day of May, 2014.

***/s/ Ralph J. Van Brocklin***

---

Ralph J. Van Brocklin, Mayor

At this time, Vice-Mayor Clayton Stout presented a Retirement Resolution to Police Sergeant Lou Nelson.

**Whereas** Lou Nelson began his career with the Johnson City Police Department in October 1978 as part of the original Public Safety Officer program; and

**Whereas** he has served on the department's Traffic Homicide Team since 1987, achieved Master Police Officer status in 1990, and was promoted to Sergeant in 1995; and

**Whereas** since being appointed Accreditation Manager in 1996, Sgt. Nelson has led the department through six consecutive, successful international accreditations and has helped the JCPD achieve and maintain state accreditation status since 2011; and

**Whereas** he has shared his knowledge and expertise with other state agencies in more than 100 mock on-site assessments through his membership in the Law Enforcement Accreditation Coalition of Tennessee, for which he served as president from 2004-2006.

**Now, Therefore, Be It Resolved**, by the Board of Commissioners of the City of Johnson City, Tennessee, upon his retirement on May 2, 2014, that Sgt. Lou Nelson is officially commended for his service to the City and the community.

**Be It Further Resolved**, that a copy of this Resolution be presented to Sgt. Lou Nelson along with well wishes in his future endeavors.

**In Witness Whereof**, I have  
hereunto set my hand and caused the Official Seal  
of the City of Johnson City, Tennessee, to be  
affixed this 15th day of May, 2014.

/s/ Ralph J. Van Brocklin

Ralph J. Van Brocklin, Mayor

At this time, Vice-Mayor Clayton Stout presented the 2014 Johnson City Employee Scholarships to the following recipients: Hannah Groce (mother-Lora Grogg, Administration), Colt Jenkins (father-Jeff Jenkins, Police), Cory A. Johnson (father-Nathan Johnson, Public Works), Emily Palmer (father-Jerome Palmer, Fire), Makinzi Sells (father-Rusty Sells, Fire), Jake Weaver (father-Steve Weaver, Fire) and Madison Weaver (father-Ryan Weaver, Fire).

At this time, Vice-Mayor Clayton Stout presented the 2014 John W. Campbell Scholarship to Tasha Campbell (father-Randy Campbell, Public Works).

At this time, Vice-Mayor Clayton Stout opened the public input session. No one spoke.

Upon motion by Commissioner David Tomita, seconded by Commissioner Jenny Brock, the following resolution was offered for adoption. The motion **carried** by three ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a Special Occasion beer license for Friends of Olde Downtown for the Blue Hop Brewhaha at the Blue Plum Festival Event on June 7, 2014, be and the same is hereby approved. Jenny Lockmiller, President, and Aaron Carson were present.

Upon motion by Commissioner Jenny Brock, seconded by Commissioner David Tomita, the following resolution was offered for adoption. The motion **carried** by three ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That the appointments of Bernard Hanley and Louise Pleasant to the Senior Services Advisory Council, be and the same are hereby approved.

Upon motion by Commissioner Jenny Brock, seconded by Commissioner David Tomita, the following resolution was offered for adoption. The motion **carried** by three ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a street closing of the "Run for the Hill" Run/Walk on Saturday, August 23, 2014 from 8:30 a.m. until 10:30 a.m., as requested by the Science Hill Parent Teacher Student Association (PTSA), be and the same is hereby approved.

Upon motion by Commissioner David Tomita, seconded by Commissioner Jenny Brock, the following resolution was offered for adoption. The motion **carried** by three ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That the Consent Agenda for May 15, 2014, be and the same is hereby approved.

**CONSENT AGENDA:**

**A. GENERAL:**

**i. Johnson City Schools**

Consider Certificate of Substantial Completion for Preston Construction Company on the Freedom Hall Civic Center Sidewalk & Exterior Steps Project

**ii. Human Resources**

Consider approval of a Three-(3) Year Contract with Blue Cross Blue Shield of Tennessee as the Third Party Administrator for the City/School Health Insurance Program

**B. INVOICES:**

- i. Gresham, Smith & Partners ..... \$15,089.85  
Public Works Department  
Indian Ridge Road Improvements  
Funding Source: STP Funds
- ii. Gresham, Smith & Partners ..... \$31,114.94  
Public Works Department  
Construction Engineering on ITS  
Funding Source: Capital Projects
- iii. CDM Smith ..... \$8,829.82  
Water & Sewer Services  
Engineering Services for Improvements at the  
Brush Creek & Knob Creek Wastewater Treatment Plant  
Funding Source: Water/Sewer Bond Proceeds
- iv. SimplexGrinnell ..... \$9,195.97  
Johnson City Schools  
Fire Alarm System at Indian Trail Intermediate School  
Funding Source: PEP Bond Issue Proceeds
- v. Internetwork Engineering ..... \$96,483.15  
Johnson City Schools  
Wireless Equipment & Installation @ Various Schools  
Funding Source: Washington County Funds
- vi. Morristown Roofing Company ..... \$129,960.00  
Johnson City Schools  
Science Hill High School Partial Re-roofing ~ Pay Request #2  
Funding Source: Washington County Bond Fund

- vii. Hodge Electrical Contractors, Inc. . . . . \$282,625.00  
 Administration  
 Freedom Hall Civic Center Electrical Upgrades ~ Pay Request #1  
 Funding Source: Washington County Bond Fund/Capital Project Fund

**C. BIDS:**

- i. Various Vendors . . . . . \$183,000.00  
 Public Works / Water & Sewer Services  
 Ready Mix Concrete Contract (ITB#5816)  
 Funding Source: Budgeted Expense

TABULATION OF BIDS  
 CITY OF JOHNSON CITY, TENNESSEE  
 APRIL 22, 2014  
 ITB # - 5816 -READY MIX CONCRETE CONTRACT

	Transit Mix	Summers Taylor	B P & G Materials
1. 3000 PSI Concrete per CY	97.66	95.00	96.00
2. 4000 PSI Concrete per CY	101.86	98.00	98.00
3. Sidewalk Mix Concrete per CY	101.86	98.00	98.00
4. Sidewalk Mix Concrete(all natural sand)/CY	108.95	106.00	102.00
5. Curb Mix Concrete per CY	115.51	108.00	110.00
6. Curb and Gutter Mix Concrete per CY	112.10	108.00	104.00
7. High Early Strength Concrete per CY	120.50	122.50	125.00
8. Flowable Fill Concrete per CY	83.75	83.00	85.00
9. Synthetic Fiber Reinforcement add per CY	5.77	6.00	5.00
10. Hot Water add per CY	2.63	3.00	4.00
<b>Chemical Additives</b> add per CY			
11. Standard Set Accelerator (cold weather) per %			5.00
1%	4.20	6.00	
2%	6.30	8.00	
3%	8.40	10.00	
12. Non-Chloride Accelerator per %			6.00
1%	6.30	9.00	
2%	9.45	12.00	
3%	12.60	15.00	
13. Set Retarder (hot weather) per %	4.20	4.00	2.50
14. Mid-range Plasticizer	4.20	5.00	2.50
15. High-Range Plasticizer	7.35	7.00	5.00
<b>Delivery Charges</b>			
Less than 5 yds	25.00		
Less than 4 yds	50.00	50.00	
Less than 3 yds	75.00		
Less than 2 yds	100.00		
Under 3 yds			100.00
3-5 yds			75.00
Recommend acceptance of all bids submitted. Multiple contracts provide continuous availability of concrete deliveries utilizing lowest available vendor, on an as needed basis based on unit prices.			
Three year contract renewable annually with an allowable 5% annual escalation. Estimated annual expenditure of \$183,000 (Public Works & Water/Sewer)			

**D. PURCHASES:**

- i. Gov Connections ..... \$25,030.41  
Johnson City Schools (Science Hill High School)  
Tablets and Accessories  
Funding Source: Niswonger Grant Funds

Upon motion by Commissioner Jenny Brock, seconded by Commissioner David Tomita, **Ordinance No. 4540-14**, "AN ORDINANCE TO REZONE FROM MS-1 (MEDICAL SERVICES) TO B-4 (PLANNED ARTERIAL BUSINESS) CERTAIN PROPERTY LOCATED AT 2226 COLLEGE ROAD," was **passed on second reading**. The motion **carried** by three ayes. There were no nay votes.

At this time, a public hearing regarding Ordinance No. 4541-14 was held. Angie Carrier, Director of Development Services and Steve Neilson, Development Coordinator, addressed the City Commission. Emily Katt spoke against the definition of "farm animal."

Upon motion by Commissioner Jenny Brock, seconded by Commissioner David Tomita, the following resolution was offered for adoption. The motion **carried** by three ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That **deferral** of the **second reading** of **Ordinance No. 4541-14**, "AN ORDINANCE TO CONSIDER ZONING ORDINANCE AMENDMENTS TO ARTICLE II, DEFINITION OF TERMS," for further review by the Planning Commission, be and the same is hereby approved.

At this time, a public hearing regarding Ordinance No. 4542-14 was held. No one spoke for or against this item.

Upon motion by Commissioner David Tomita, seconded by Commissioner Jenny Brock, **Ordinance No. 4542-14**, "AN ORDINANCE TO CONSIDER ZONING ORDINANCE AMENDMENTS TO ARTICLE 6.19, LIGHT INDUSTRIAL DISTRICT, AND ARTICLE 6.20, HEAVY INDUSTRIAL DISTRICT," was **passed on second reading**. The motion **carried** by three ayes. There were no nay votes.

At this time, Chief Mark Sirois presented a Downtown Safety update.

At this time, Josh Davis, Business Health Regional Manager, and Susan McAuley, City Nurse, Mountain States Health Alliance (MSHA), presented a City/School Wellness Program update.

At this time, City Manager Pete Peterson presented the City Manager's Report.

**COMMISSION CONCERNS:**

1. Vice-Mayor Clayton Stout requested staff to look into the possibility of placing barriers at Founders Park.

There being no further business or discussion, Vice-Mayor Clayton Stout adjourned the meeting at 7:26 p.m.

---

RALPH VAN BROCKLIN  
MAYOR

---

JANET JENNINGS  
CITY RECORDER

**ITEMS DEFERRED:**

1. The second reading of Ordinance No. 4541-14, "AN ORDINANCE TO CONSIDER ZONING ORDINANCE AMENDMENTS TO ARTICLE II, DEFINITION OF TERMS," for further review by the Planning Department.

**ACTION ITEMS:**

1. Vice-Mayor Clayton Stout requested staff to look into the possibility of placing barriers at Founders Park.